5294688/2021/VIG-I-PRR01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR and RD Department – Allegations of irregularities in execution of road works in Savarakota Mandal, Srikakulam District – Charges framed against Sri A. Sudhakara Rao, Senior Assistant, O/o. the Executive Engineer, PRI, Srikakulam – Proved in the inquiry conducted by the C.O.I - Representation - Imposition of penalty of withholding of one (1) annual grade increment without cumulative effect under Rule 9 (iv) of A.P.C.S (CC&A) Rules, 1991 - Orders – Issued.

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PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No.646 **Dated:09 .12.2021**

Read the following:

1. From the DG, GA (V&E) Department, Vigilance Report No. 97 (C.No. 1186/V&E/E/2016), dated: 29.09.2017.
2. G.O.Rt.No.1390, PR&RD (Vig.I) Department, Dt: 21.12.2018.
3. G.O.Rt.No.1396, PR&RD (Vig.I) Department, Dt: 21.12.2018.
4. From ENC, PR, AP, Vijayawada, Letter No. Vig. I (1).4244/18, dated: 30.01.2019.
5. G.O.Rt.No.479, PR&RD (Vig.I) Department, Dt: 05.08.2019.
6. G.O.Rt.No.480, PR&RD (Vig. I) Department, Dt:- 05.08.2019.
7. From Sri J. Sathyanarayana, IPS (Retd.), Commissioner of Inquiries, G.A.(COI) Department and Inquiring Authority, D.O. Letter NO. 134/COI-JS/2019, dt: 12.08.2020.
8. Govt. Memo No. 11786/Vig. I/2017, PR&RD (Vigt. I) Dept., Dt: 02.12.2020.
9. From A. Sudhakara Rao, Superintendent, O/o. the EE, PR, Srikakulam, representation dt: 24.12.2020.

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ORDER

Based on the recommendations of the Director General, Vigilance & Enforcement Department made in the reference 1st read above, on the allegations of irregularities in execution of road works under MGNREGS in Savarakota Mandal, Srikakulam District, Government in the reference 2nd read above, have initiated common disciplinary proceedings under Rule 24 of APCS (CC&A) Rules, 1991 duly framing following article of charge under Rule 20 of above said rules vide reference 3rd read above against Sri A. Sudhakara Rao, Senior Assistant, O/o. the Executive Engineer, PRI, Srikakulam with a direction to submit his written statement of defence.

Charge:

That Sri A.Sudhakar Rao, Sr. Asst., O/o EE, PRI, Srikakulam has misused his official position and committed irregularities and misappropriation of MGNREGS funds in execution of road works in Saravakota (M) in as much as he has shown lenience in scrutiny of NMR sheets and recommended for payment to NMRs where there were no signatures of responsible officials.

2. In the reference 4th read above, the Engineer-in-Chief, PR among others, has furnished the written statement of defence dt:21.01.2019 of the Charged Officer. After examination of the matter, Government have

(P.T.O.,)

decided to conduct regular inquiry into the matter. Accordingly, in the reference 5th read above, Government have entrusted the case to Commissioner of Inquiries and appointed Sri J. Sathyanarayana, IPS (Retd.), C.O.I, G.A (COI) Department as the Inquiring Authority to inquire into the charge framed against charged officer Sri A. Sudhakara Rao, Senior Assistant and also other eight (8) co-charged officers involved in the case.

3. In the reference 7th read above, the Inquiring Authority has furnished inquiry report dt: 12.08.2020 along with his findings on each charged officer. In the findings the Inquiring Authority, among others, has held that the charge framed against the Charged Officer Sri A. Sudhakara Rao, Senior Assistant, is held proved.

4. In the reference 8th read above, Government, among others, have communicated the copy of the Inquiry report to the charged officer for submitting his representation, if any on the findings of the Inquiry Authority.

5. In the reference 9th read above, the charged officer Sri A. Sudhakara Rao, Superintendent, O/o. the Executive Engineer, PR, Srikakulam has submitted representation duly stating that it is enough to verify the total NMR days and the value of the out-turn. Accordingly, payments were credited to their respective bank accounts or post office accounts by electronic transfer and no such person made any complaint that he did not receive payment at any stage. Further the Commissioner, PR&RD issued a circular on 15-03-2017 in Message No.2270/DEE(SS)/EGS /2014 confirmed the same. The C.O has finally stated that he did not commit any irregularities in execution of the work and Inquiry Officer did not appreciate his defence. He has requested the Govt., to reconsider the above facts and exonerate him from the charges levelled against him.

6. Government have examined the representation of the charged officer Sri A. Sudhakara Rao, former Senior Assistant and presently Superintendent, O/o. the EE, PRI, Srikaklam and observe that the charged officer has submitted similar contention before the inquiring authority. The I.A after considering such submission of the C.O, has given findings duly stating that the field level staff failed to record the labour attendance and verify the NMR sheets during the execution of work and it is clear from the NMR sheets, that the required verification by all the connected officers was not done and C.O has shown lenience in scrutiny of NMR sheets and recommended for payment to NMRs where there were no signatures of responsible officials is established and charge is held proved against the charged officer. Further, the defence of the C.O that the Commissioner, PR&RD issued circulate instructions dt: 15.3.2017 and confirmed the same, is not relevance to the above issue and the said Circular instructions are related to payment for delayed Musters etc. As such, his representation to drop further action is devoid of merits since he is not absolved from the charge.

7. Accordingly, Government after careful examination of the matter have decided and hereby order to impose the penalty of stoppage of one (1) annual grade increment without cumulative effect under Rule 9 (iv) of A.P.C.S (CC&A) Rules, 1991 against Sri A. Sudhakara Rao, former Senior Assistant and presently Superintendent, O/o. the EE, PRI, Srikaklam in the matter.

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8. The Engineer-in-Chief, Panchayat Raj, A.P, Vijayawada is requested to take necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri A. Sudhakara Rao, former Senior Assistant and presently Superintendent, O/o. the EE, PRI, Srikakulam
through The Engineer-in-Chief, Panchayat Raj, A.P, Vijayawada
The Engineer-in-Chief, Panchayat Raj, A.P, Vijayawada
(with a request to the order on individual and furnish served copy to Government immediately).

Copy to:
The Secretary to VC, A.P. Vigilance Commission, Velagapudi.
OSD to Hon'ble Minister for PR&RD.,
PS to Prl. Secy. PR&RD. Department
The PR&RD (Estt.I) Department.
Sf/Sc.

//FORWARDED::BY::ORDER//

SECTION OFFICER